

1873-004 Chancery Causes: James F. Barren vs. Virginia E. Barren &c
Lee Co.

Barron

1 Plat

CA - Estate Dispute
T - Property

To the Honorable Henry J. Morgan Judge
of the County Court of Lee County -

The bill of Complaint of James H. Barron
who respectfully represents that his father
Joseph Barron, lately departed this life, leaves
the following in addition to your complaint
his children and heirs at law, to wit
Virginia E. Barron, Hugh, E. Barron,
Rechael Barron, William T. H. Barron, Martha
J. Barron, and Joseph Barron, to whom a
considerable real and personal estate
descended, - The real estate consists of
about 300. acres situated in this county
about, 3 miles East of Jonesville on the
main road known as the Lincolnton road, -
In these lands the widow of the said Joseph
has had her dower lands assigned, but
it is deemed to partition the whole tract
and thus save costs, - The object of this bill
therefore is to make partition of said lands.
Your orator's prayer therefore is that the said
Virginia E. Barron, Hugh E. Barron, Rechael
Barron, William T. H. Barron, Martha
and Joseph Barron, be made parties defendants
to this bill that a guardian ad litem be
appointed to answer for them they all being
infants under 24 years, that on a hearing
partition be made, &c. and for all other and general
reliefs they may lawfully claim &c. Hagan & McCumbe

1770. P.

James F. Barron

vs Bill Chy

Virginia E. Barron et al

1872 Nov Bill filed, Mr A on
appointed by A.L. for depts
who filed his bill & came
set for hearing by Pl
" Nov Term Court
" Decr Decree for partition
Continued.
1873 Jan, Feb, & March Court
" April Decree final

610.90
218.00
31.50
Compt 24.00
51.40
5.00
1.50.40

To the Honorable Henry J. Morgan Judge of the county
court of Lee County.

The joint answer of Virginia E. Barron, Hugh C. Barron,
Rachel A. Barron, Wm. A. G. Barron, Martha J. Barron and
Joseph Barron infant defendants to a bill filed in this
court, by James L. Barron, against these respondents, by
Wm. A. Orr their guardian ad litem

Respondent saving and reserving any and all exceptions
to said bill for answer thereto or so much thereof as may
be deemed proper, answering he says, that the answer
of no defense, necessary to be made to plffs' bill, he
throws ^{them} upon this court. The peculiar guardianship of in-
fants for protection. He deems it proper to state that
from all the information he can gather, that the par-
tition mentioned in plffs' bill would not prove det-
rimental to the interest of his wards, and having
answered he prays hence to be dismissed.

Wm. A. Orr guardian ad
litem for Virginia E. Barron, Hugh C. Barron,
Rachel A. Barron, Wm. A. G. Barron, Martha
J. Barron, and Joseph Barron.

Sworn to before me by Wm. A. Orr this 29th day of October
1872. James W. Orr. Clerk.

James F. Barron

Answer of guardian
vs. and letters of A. Barron

Virginia C. Barron et al.

Filed at New Rules 1872

James W. McClellan.

For this sum \$5.00

James L. Barron Plff

against

Virginia C. Barron Defts

(In Chy.)

This cause came on again this day
to be heard upon the papers formerly
read in the cause; and the report of
Commissioners Leary Baile, Andrew
Baumgardner and Martin Collier, ^{being date 22 Feb. 1873} and
the said report having been filed
more than ten days before this term of
the court, and no exceptions being
filed thereto the same is confirmed; on
consideration whereof the court do it
adjudge order and decree that the
plff James L. Barron take and hold in
fee simple free from the claims of
the defendants the one sixth or lot of
land assigned him in said ^{deft} report to be de-
termined by the meters and bounds set out
in said report; but subject to the rights of
Rebecca Standifer formerly Barron, so far
as any ^{thereof} part is covered by her dower; -
and that each of the defendants take
and hold the share assigned each of
them in said report free from the
claims of each other, ^{and of the plff.} subject to
Rebecca Standifers right of dower as
shown by said report; their said
shares to be ascertained by the meters

and bounds set out in said report ^{and}
And it is further ^{so much of} ordered that ~~the said~~
~~report & plat~~, be by the clerk of this
recorded Court recorded in the book kept
by him for the recordation of deeds
and that the same be indexed in the
name of each slave holder: and
also this and the former decree in this
cause be likewise recorded, in said
deed book. And ~~no further action being~~
~~necessary~~ ^{as} this partition being alike
beneficial to all parties it is ordered
that the p^{rs} pay one-sixth, of said
costs, and that when the guardians of
the infant defendants pay for each
of them 1/6 of said costs, the same shall
constitute a proper credit for him in
his estate, as such guardian and that ~~the~~
there being no further action ^{being} necessary
this cause is ~~therefore~~ ^{being} ~~dismissed~~ ^{dismissed}
at.

James T. Bannan

vs Decree final

Virginia E. Bannan

April 1. 1873.

Entered order Book
page 261.

James W. Orr clerk

Enter this decree

Apr 22 1873
H. J. Morgan

James F. Barrow.

vs

Virginia E. Barrow

} In Chy.

This cause came on this day to be heard upon the bill of the plaintiff and the answer of Virginia E. Barrow Hugh E. Barrow Rachael A. Barrow William A. E. Barrow, Martha J. Barrow and Joseph Barrow by William A. Orr. Their guardian ad litem, and was argued by counsel. On consideration whereof the Court is of opinion and doth so adjudge order and decree that, Isaac Bailey, Master Collier and Snelson, Baumgardner be and the same is hereby appointed a special commissioners whose duty it shall be to go upon the land in the bill mentioned and lay off and assign to the plaintiff one seventh, of the land in the bill mentioned embracing or having regard to the widows dower, subject to life estate, and to each of the defendants one seventh, and assign each his share, having due regard to timber water, quantity and quality, and make a plat and report thereof and return the same to some future term of this Court and the cause is continued -

James F. Barron

vs J Deane

Virginia E. Barron dals

December 7 1872

Entered order Book page
180.

James W Orr Clerk

Enter this Deane

Henry J Morgan

Dec 17/72

Virginia

At a County Court continued and held for Lee County, at the Court House thereof on Tuesday the 17th day of December 1872.

James L. Barron

Plaintiff

vs

Virginia E. Barron et al.

Defendants

In Chancery

This cause came on this day to be heard upon the Bill of the plaintiff, and the answer of Virginia E. Barron, Hugh C. Barron, Rachael W. Barron, Wm. L. D. Barron, Martha F. Barron & Joseph Barron by Wm. A. Orr their Guardian ad litem and was argued by counsel. on consideration whereof the Court is of opinion and doth so adjudge, order and decree that Lewis Bailey, Marston Leslie and Andrew Banningsgardner be and the same are hereby appointed Special Commissioners, whose duty it shall be to go upon the land mentioned in the Bill, and lay off and assign to the plaintiff one seventh of the land in the bill mentioned, embracing or having regard to the widow's dower; subject to the life estate, and to each of the defendants one seventh and assign each his share, having due regard to timber, water, quality and quantity, and make a plat and report thereof, and return the same to this Court, and the cause is continued.

A copy.

Teste James H. Orr Clerk.

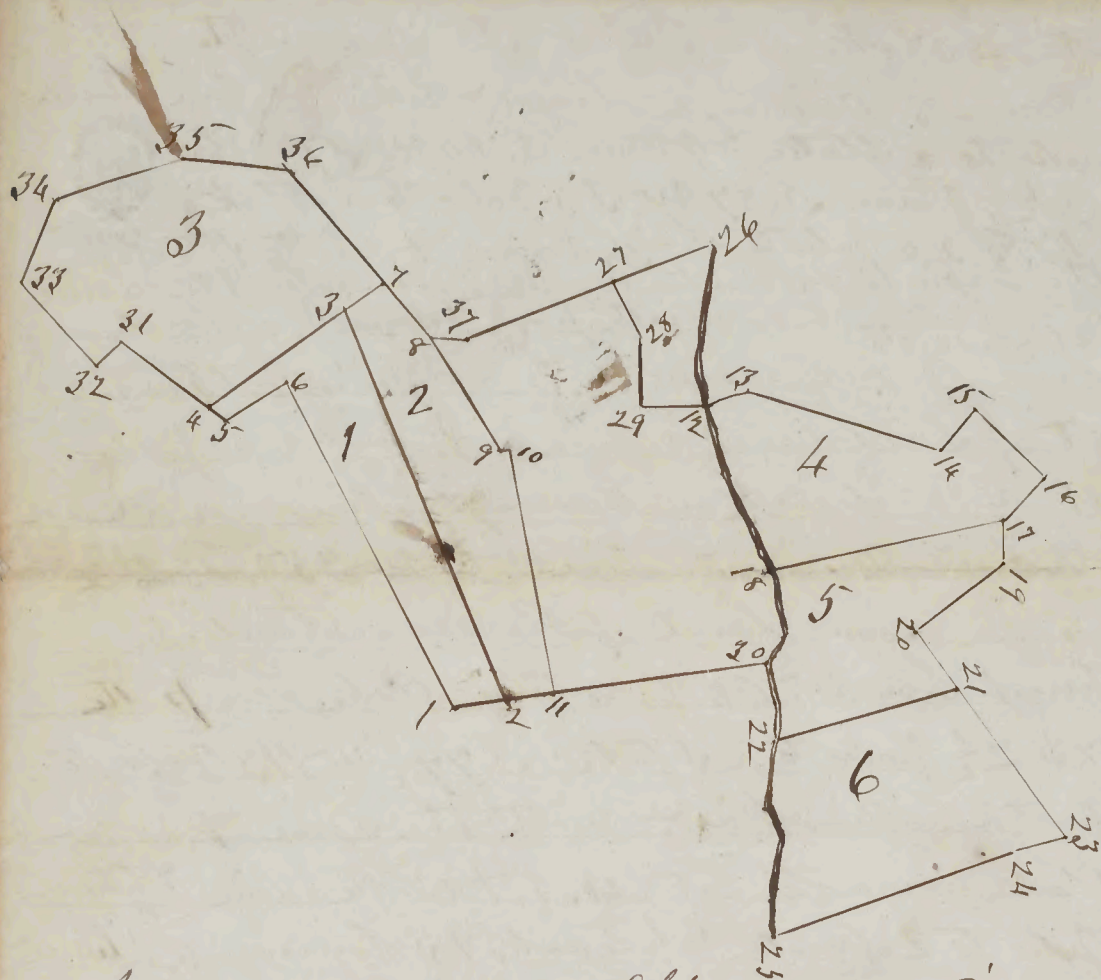
James L. Barron

vs Copy of Decree (2628)

Virginia E. Barron et
-als

Executed 6 24th

1861



James F. Barron plff. vs. Virginia E. Barron et al.
 Defendants } In Chancery.
 To the Honorable Henry J. Morgan Judge of the
 County Court of Lee County. Pursuant to your
 Decree rendered on the 17th day of Decr. 1872. The
 undersigned, who were appointed Commissioners by Said
 Decree, have went upon the land in the Bill mentioned
 and have laid off and assigned to the plff. James F.
 Barron one sixth part of the land in the Bill
 mentioned, which is bounded as follows; Beginning
 at a Stake corner to Martin Gullies land & with his
 line S. 10. E. 25 poles to a Stake, corner to lot no. 2, & with
 a line thereof N. 68. E. 213 poles to ~~2 Whiteoaks~~ & 3 Sourswoods
 thence N. 30. W. 82 poles to a Stake on Said Gullies line
 & with line thereof S. 33. W. 12 poles to a Stake; S. 30. E.
 39 poles to a Stake; thence S. 61. W. 191 poles to the
 beginning containing 49 acres be the same more or
 less. ^{See pg. 1, 2, 3, 4, 5, 6, 7} And we have also laid off and assigned to
 the Said plff. James F. Barron his interest in the chosen
 lands of his Mother Rebecca Standeifer Subject to the
 life estate of The Same; which is bounded as follows;

Beginning at a stake on the North side of the
Hincastle road corner to Pennington's land & with a line thereof
N. 21. W. 60 poles to a stake; thence S. 76. W. 37 poles to a
small white oak; thence S. 87. W. 35 poles to a stake by a
fence thence S. 17. E. 56 poles to said road & with the same
Eastwardly to the beginning containing 22 acres be the same
more or less. consisting of one sixth part of said down land.
See figs 26, 27, 28, 29, 12, 26 &
And we have laid off and assigned to Virginia E. Barron

one sixth part of said land which is bounded as follows
Beginning at a white oak on Pennington's line near a Coal
Yard; thence with said Pennington's line S. 51. W. 35 poles to 2
post oaks corner to the down land of Rebecca Standerfer
& with lines thereof S. 60. W. 68 poles to a stake by a path
near a fence S. 17. E. 2 1/2 poles to a stake; S. 77 1/2. W. 113 poles to
a stake on Martin Collins line & with the same N. 10. W.
25 poles to a stake corner to lot no. 1, & with a line thereof
N. 68. E. 215 poles to 2 small white oaks & 3 Sourwoods thence
S. 30. E. 26 poles to the beginning containing 49 acres be
the same more or less. See figs 7, 8, 9, 10, 11, 2, 3, 7.

And we have laid off and assigned to Hugh C. Barron
one sixth part of said land which is bounded as follows
Beginning at a black walnut & black oak corner to
Pennington's land & also corner to Henry Millbourns land
thence with Pennington's line S. 51. W. 75 poles to a white oak
corner to lot no. 2 & with a line of the same N. 30. W. 108
poles to a stake on Martin Collins line & with lines thereof
N. 35. E. 56 poles to a white oak & dogwood; N. 53. W. 9 poles
to a white oak & hickory corner of the division between said
Collins & C. Wade; thence N. 47. E. 67 poles to a white oak at
the mouth of the Long hollow; S. 60. E. 42 poles to 2 white oaks
thence S. 18. E. 66 poles to 2 white oaks; thence S. 8. W. 33 poles to
the beginning containing 81 acres be the same more or less
See figs 36, 7, 4, 31, 32, 33, 34, 35, 36.

And we have laid off and assigned to Rachel A. Barron
one sixth part of said land which is bounded as follows;
Beginning at 2 chestnuts on the South side of the
Hincastle road corner to Pennington's land & with lines thereof
S. 22. E. 26 poles to a Sourwood; S. 20. W. 110 poles to 2 red oaks

thence S. 45. E. 28 poles to a double dogwood; thence
S. 45. W. 30 poles to a white oak & dogwood near a well
thence N. 42. W. 30 poles to 2 black oaks on a flat
corner to lot no. 5, & with a line thereof N. 9. W. 130 poles
to a thorn bush by said road & with the same Eastwardly
92 poles to the beginning containing 62 acres be the same
more or less. See figs 12, 13, 14, 15, 16, 17, 18, 12.

And we have laid off and assigned to William N. Z. Barron
one sixth part of said land which is bounded as follows
Beginning at a thorn bush by the Hincastle road corner
to lot no. 4 & with a line of the same S. 9. E. 130 poles to
2 black oaks on a flat; thence S. 86. W. 23 poles to a
post oak in a hollow thence N. 34. W. 64 poles to a stake
near a double chestnut; thence S. 55 1/2. W. 36 poles to a stake
corner to lot no. 6, & with a line thereof N. 9. W. 100 poles to
a stake by said road & along the same Eastwardly 82 poles
to the beginning containing 54 acres be the same more
or less. See figs 18, 17, 19, 20, 21, 22, 18.

And we have laid off and assigned to Martha J. Barron
one sixth part of said land which is bounded as follows;
Beginning at a stake by the Hincastle road corner to lot
no. 5 & with a line of the same S. 9. E. 100 poles to a stake
on William J. Standerfer's line & with the same S. 55 1/2. W. 87
poles to some white oak bushes in a line of Harris's land & with
the same N. 16 1/2. W. 27 poles to a black walnut; N. 19 1/2. W.
143 poles to a red oak corner to Jerners land on the North side
of said road & with the same Eastwardly 107 poles to the
beginning containing 75 acres be the same more or less
See figs 22, 21, 23, 24, 25, 22.

And we have also laid off and assigned to the said Virginia E.
Hugh C. Rachel A. William N. Z. and Martha J. Barron the
residue of said down land of Rebecca Standerfer as ~~their~~
their interests respectively in said down land subject to the
life estate in the same which is bounded as follows;
Beginning at the Hincastle road corner to the lot laid off
and assigned to James H. Barron & with lines thereof N. 17. W.
56 poles to a stake; N. 87. E. 35 poles to a small white oak; N. 76. E. 37

poles to a stake on Pennington's line & with line thereof
 N. 21. W. 91 poles to a stake. N. 12. E. 12 poles to 2 postpicks
 thence S. 60. W. 68 poles to a stake by a path near a fence. S. 17. $\frac{1}{2}$. E.
 2 $\frac{1}{2}$ poles to a stake. S. 74. $\frac{1}{2}$. W. 113 poles to a stake on Mastin-
 Callier's line & with the same S. 10. E. 116 poles to said road &
 along the same Eastwardly 145 ^{to the} to the beginning. Containing
 128 acres be the same more or less. See Aug. 12, 29, 28, 27, 37, 8, 9, 10, 11, -
 30, 12. ~~X~~ We have laid off and assigned these last named shares
 in said downland all together for the reason that we think it
 will be more valuable to the said parties all together than it
 would be cut up into so many parts. And we suppose perhaps
 as the parties become of age that they will desire to sell their
 respective interests in the same, and we think it will sell
 better together than divided. We have laid off and assigned to
 the plff. his share in said down ^{land} separately. As we learn he is
 twenty one years of age and desires to sell and make a deed to
 his said interest in said downland. In making the foregoing
 partition we have had due regard to timber, water, quantity and
 quality. There are only six children of Joseph Barron dead -
 and their names are already given. There is no such a one as
 Joseph, as named in the said case. Joseph Barron being
 the father of the said six. All of which is Respectfully Submitted
 February, 22, 1873 Carr Bailey } Special
 Court fees. \$24.00 paid by ~~W. Standish~~ Andrew Baumgardner } Commr -
 Mastin Callier

James F. Barron
 Plff. vs -
 Virginia E. Barron
 et al. Defts.
 of Partition of Lands
 by the said mentioned &
 Commissioners Report
 1873 Feb 18th Filed
 James F. Barron Clerk
 Recorded in Book
 Book 1016 page 639
 J. A. White